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Dated: November 20, 2008 Signature: /Brian C. Trinke, Ph.D./  
(Brian C. Trinke, Ph.D.)

Docket No.: EISN-001CPUS  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Silvio A. Campagna *et al.*

Application No.: 10/572,871

Confirmation No.: 3734

Filed: May 22, 2007

Art Unit: 1614

For: HEMIASTERLIN DERIVATIVES AND  
USES THEREOF

Examiner: Not Yet Assigned

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO EXPUNGE COPY OF PAPERS  
FROM APPLICATION FILE UNDER 37 CFR 1.59(b)**

Dear Sir:

Pursuant to 37 CFR § 1.59(b), Applicant respectfully requests that the Office remove the Terminal Disclaimer, as well as the related Amendment, Fee Worksheet, and EFS Acknowledgement Receipt, that was erroneously filed in the above-referenced patent application file on November 14, 2008. These documents were unintentionally submitted, as they were meant to be submitted for U.S. Patent Application No. 11/340,256 (Attorney Docket No. EISN-001CPDV). Applicant notes that these documents were properly filed for Application No. 11/340,256 on November 14, 2008.

The fee set forth in 37 CFR § 1.17(g) is being filed herewith. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 12-0080, under Order No. EISN-001CPUS.

In view of the foregoing, removal of the unintentionally filed documents from the instant application's file wrapper is respectfully solicited. If a telephone conversation with Applicant's attorney would help expedite the prosecution of the above-identified application, the Examiner is urged to call Applicant's attorney at (617) 227-7400.

Dated: November 20, 2008

Respectfully submitted,

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